

REMARKS

Initially, in the Office Action dated December 4, 2003, the Examiner objects to the specification under 37 C.F.R. §1.75(d)(1) and MPEP §608.01(o), as failing to provide antecedent basis for the claimed subject matter. The drawings have been objected to under 37 C.F.R. §1.83(a) as failing to show every feature of the claimed invention.

Claims 1, 2, 5-9 and 12-14 have been rejected under 35 U.S.C. §103(a) as being unpatentable over GIF Construction Set Professional Homepage (hereinafter "GCSP Homepage") and Gif Construction Set Professional Manual (hereinafter "GCSP Manual") in view of 3Com AirConnect Wireless Lan Solution (hereinafter "3Com"). Claims 3, 4, 10 and 11 have been rejected under 35 U.S.C. §103(a) as being unpatentable over GCSP Homepage, GCSP Manual and 3Com and further in view of application's admitted prior art (hereinafter "AAPA").

By the present response, Applicant has amended claims 1-14 to further clarify the invention. Applicant has submitted new claims 15-18 for consideration by the Examiner and assert that these claims do not contain any prohibited new matter. Claims 1-18 remain pending in the present application.

Specification Objections

The specification has been objected to under 37 C.F.R. §1.175(d)(1) as failing to provide proper antecedent basis for the claimed subject matter "preview window". Applicants have amended claims 12-14 to further clarify the invention and respectfully request that this objection be withdrawn.

Drawing Objections

The drawings have been objected to under 37 C.F.R. §1.83(a). Applicants have amended the claims of the present invention to further clarify the invention and respectfully submit that every feature of the invention specified in the claims is shown in the drawings. Accordingly, Applicants respectfully request that these objections be withdrawn.

35 U.S.C. §103 Rejections

Claims 1, 2, 5-9 and 12-14 have been rejected under 35 U.S.C. §103(a) as being unpatentable over GCSP Homepage and GCSP Manual in view of 3Com. Applicants respectfully traverse these rejections.

GCSP Homepage discloses a website set up to solicit orders for a product called GIF Construction Set Professional 2.0A. This product is GIF animation software that assembles original animations effortlessly through its animation wizard, squeezes them down to as close to nothing as possible with its super compressor, creates eye-catching banners and animated transitions, manages GIF files, and adds transparency to existing graphics. The website provides information regarding features of the product and how to order the product.

GCSP Manual is simply a manual for the GIF Construction Professional Application product. This manual discloses the same information as discussed previously regarding the GCSP Homepage in that it discloses some of the features of the product, the cost of the product, the medium (i.e., CD-ROM) that the product is

available on, and how to order the product. Further, the GCSP Manual lists documentation associated with the GIF Construction Set Professional product.

The 3Com document discloses a data sheet for a 3Com "AirConnect" product which is an 11 Mbps wireless LAN solution. The AirConnect product takes an existing network or discreet computers and provides wireless LAN connections via access points, PC cards and PCI cards. This data sheet discloses the key benefits of this wireless LAN solution as well as information regarding installation, features and benefits, specifications and ordering information.

Regarding claims 1 and 8, Applicants submit that none of the cited references, taken alone or in any proper combination, disclose, suggest or render obvious the limitations in the combination of each of these claims of, inter alia, generating an animation by the displaying of sequence images in a wireless handheld communication device that includes editing of at least one of the images in the wireless handheld communication device prior to the generating of the animation, or successively displaying the sequence of images in the wireless handheld communication device in a predetermined order and with predetermined intervals between the images. The Examiner asserts that the GCSP Homepage and GCSP Manual disclose these limitations in the claims of the present application. However, as noted previously, these two documents are simply related to a software application product. These two documents disclose the features of the software product (GIF Construction Set Professional) and how to order this product. This product is specifically designed to go on a desktop computer or workstation. As

disclosed on page 2, of GCSP Homepage, this software application product is available on CD-ROM. Further, as noted on page 5 of the GCSP Homepage document, instructions regarding installation of this application software relate to use of the "start menu" which is a menu available under the Windows operating system used on desktop computers. This is not generating an animation by the displaying of sequence of images in a wireless handheld communication device, as recited in the claims of the present application. The claims of the present application relate to a wireless handheld communication device, such as a mobile phone or PDA, that includes editing of at least one of the images in the wireless handheld communication device prior to the generating of the animation and successively displaying the sequence of images in the wireless handheld communication device in a predetermined order and with predetermined intervals between the images. Neither the GCSP Homepage nor the GCSP Manual disclose or suggest anything related to a wireless handheld communication device, or generating an animation by the displaying of sequence images in a wireless handheld communication device, as recited in the claims of the present application.

The Examiner admits that the GCSP Homepage and GCSP Manual fail to disclose or suggest anything related to a wireless communication terminal but asserts that the 3Com reference discloses this limitation. However, as noted previously, the 3Com reference merely discloses details related to the "AirConnect" product which consists of a wireless LAN solution allowing someone who purchases this product to install a wireless LAN. The 3Com document does not disclose or

suggest anything related to a wireless handheld communication device, as recited in the claims of the present application. The 3Com document relates to the installation of PC cards, PCI cards, access points and a switch to convert a computer system to a wireless LAN. This product is specifically designed to go in desktop or laptop computers, as evidenced on page 1 under the "easy to install and use" paragraph on the left side" as well as Fig. 2 showing the architecture of the wireless LAN. The 3Com document does not disclose or suggest anything related to a wireless handheld communication device, or generating an animation by the displaying of sequence images in a wireless handheld communication device, as recited in the claims of the present application.

Moreover, Applicants submit that one of ordinary skill in the art would have no motivation to combine the GCSP Homepage, GCSP Manual and 3Com documents in an attempt to achieve the claimed invention since this combination fails to achieve the limitations in the combination of the claims of the present application. The combination of these three documents merely results in a wireless LAN where the computers include the GIF Construction Set Professional application software. This is not generating an animation by the displaying of sequence images in a wireless handheld communication device that includes editing of at least one of the images in the wireless handheld communication device prior to the generating of the animation and successively displaying the sequence of images in the wireless handheld communication device in a predetermined order and with predetermined intervals between the images, as recited in the claims of the present application. In fact,

these documents teach away from these limitations in the claims of the present application in that they all relate to desktop or laptop computers.

Regarding claims 2, 5-7, 9 and 12-14, and new claims 15 and 16, Applicants submit that these claims dependent on one of independent claims 1 and 8 and, therefore, are patentable at least for the same reasons noted regarding these independent claims. For example, none of the cited references disclose or suggest editing of at least one of the images prior to the generating of the animation including resizing the images into a display size being specific for an application in the wireless handheld communication device in which the animation has to be used.

Accordingly, Applicants submit that none of the cited references taken alone or in any proper combination, disclose, suggest or render obvious the limitations in the combination of each of claims 1, 2, 5-9 and 12-14 and new claims 15 and 16 of the present application. Applicants respectfully request that these rejections be withdrawn and that these claims be allowed.

Claims 3, 4, 10 and 11 have been rejected under 35 U.S.C. §103(a) as being unpatentable over GCSP Homepage, GCSP Manual, 3Com and further in view of AAPA. Applicants respectfully traverse these rejections.

AAPA, as asserted by the Examiner, is "Looping. Netscape 2.0 (maximum 50 loops displayed)", which is disclosed in Applicants' specification on page 8, Table 2.

Applicants submit that claims 3, 4, 10 and 11 are dependent on one of independent claims 1 and 8 and, therefore, are patentable over the cited references at least for the same reasons noted regarding these independent claims. For

example, none of the cited references, taken alone or in combination, disclose or suggest the processor being operable to compare the number of times the display of the sequence of images is to be repeated with a predetermined number, and if the processor deems that the number of times of the display of images is to be repeated exceeds the predetermined number, the processor is operable to only repeat the display sequence the predetermined number of times. Applicants submit that AAPA does not overcome the substantial defects noted previously regarding GCSP Homepage, GCSP Manual and 3Com.

Accordingly, Applicants submit that none of the cited references, taken alone or in any proper combination, disclose, suggest or render obvious the limitations in the combination of each of claims 3, 4, 10 and 11 of the present application. Applicants respectfully request that these rejections be withdrawn and that these claims be allowed.

New claims

Applicants have submitted new claims 15-18 for consideration by the Examiner. Applicants have asserted that new claims 15 and 16 are patentable over the cited references at least for the same reasons noted regarding claims 1 and 8. Regarding claims 17 and 18, Applicants submit that none of the cited references, taken alone or in any proper combination, disclose, suggest or render obvious the limitations in the combination of each of these claims of, inter alia, a wireless handheld communication device (such as a mobile phone) that includes a keypad; and a display, capable of displaying a sequence of images for animation and an

animation menu that includes: an edit images menu, the edit images menu allowing pixel-wise editing of the images; an add text menu, the add text menu allowing the adding of text to the animation; a duration setting menu, the duration setting menu allowing the speeding up or the slowing down of the animation; a loop setting menu, the loop setting menu allowing the setting of the number of repetitions of the animation; a resizing menu, the resizing menu allowing the resizing of the images; and an add moving menu, the add moving menu allowing the adding of speed and direction to the animation. As noted previously, GCSP Homepage and GCSP Manual are simply related to a software application product. These two documents disclose the features of the software product (GIF Construction Set Professional) and how to order this product that is designed specifically to go on a desktop computer or workstation. Further, the 3Com reference merely discloses details related to the "AirConnect" product that consists of a wireless LAN solution allowing someone who purchases this product to install a wireless LAN.

In view of the foregoing amendments and remarks, Applicants submit that claims 1-14 and new claims 15-18 are now in condition for allowance. Accordingly, early allowance of such claims is respectfully requested.

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To the extent necessary, Applicants petition for an extension of time under 37 CFR 1.136. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, or credit any overpayment of fees, to the deposit account of Antonelli, Terry, Stout & Kraus, LLP, Deposit Account No. 01-2135 (referencing attorney docket no. 367.41185X00).

Respectfully submitted,

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